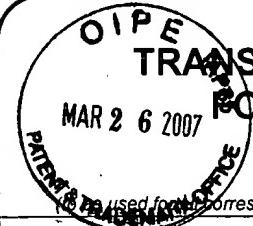
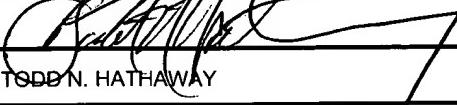


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 <small>PATENT AND TRADEMARK OFFICE This form is used for all correspondence after initial filing.</small>		Application Number 09/870,858
		Filing Date 05/30/2001
		First Named Inventor ANDERSEN, Todd D. et al.
		Art Unit 3677
		Examiner Name BRITTAINE, James R.
Total Number of Pages in This Submission 9		Attorney Docket Number P1065

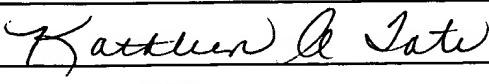
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Copy of Express Mail Certificate
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	<input type="checkbox"/> Copy of Date Stamped Return Receipt
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> Postcard
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> Return Receipt Postcard
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	TODD N. HATHAWAY, ATTORNEY AT LAW		
Signature			
Printed name	TODD N. HATHAWAY		
Date	23 MAR 07	Reg. No.	32,991

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature		
Typed or printed name	KATHLEEN A. TATE	Date 3/23/07

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including the gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: ANDERSEN, Todd D.)
CAMERON, Robert M.)
Serial No.: 09/870,858)
Filed: 05/30/2001)
For: ADJUSTABLE CLIP ASSEMBLY)
Examiner: BRITTAINE, James R.
Art Unit: 3677
Docket No. P1065
Customer No. 30143

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 CFR §1.181(a)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Petition to Withdraw Holding of Abandonment in response to the Notice of Abandonment mailed 19 March 2007.

The reason given for the Notice of Abandonment was failure to respond to the Office Action dated 15 August 2006. However, Applicants timely filed an Amendment and Response to the Office Action, on 16 October 2006 (15 October being a Sunday). A copy of the Amendment as filed is enclosed herewith. Applicants therefore petition for withdrawal of the holding of abandonment.

In a telephone conference with Examiner Brittain on 23 March 2007, the Examiner explained that the Amendment and Response had apparently been routed to another Examiner and he did not receive it. He therefore issued the Notice of Abandonment. Examiner Brittain recommended that Applicants file the present Petition to Withdraw Holding of Abandonment.

Under 37 CFR §1.8(b), we enclose *prima facie* evidence of the date of filing, namely a copy of the Transmittal Form with the Certificate of Mailing dated 16 October 2006, a copy of the Express Mail Certificate No. EV832377807US showing the date accepted as 16 October 2006 and a copy of the return receipt postcard stamped by the USPTO as received on 16 October

2006. Therefore, Applicants respectfully request that the Notice of Abandonment be withdrawn and the Amendment and Response originally filed on 16 October 2006 be entered into the record.

If there is any matter that can be expedited by consultation with Applicants' attorney, such would be welcome. Applicants' attorney can normally be reached at the telephone number given below.

Signed at Bellingham, County of Whatcom, State of Washington this 23rd day of March 2007.

Respectfully submitted,

TODD D. ANDERSEN
ROBERT M. CAMERON

By _____

Todd N. Hathaway, Reg. No. 32,991
119 N. Commercial St. #620
Bellingham, WA 98225-4437
(360) 647-1976



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Mo. <input type="checkbox"/> Day <input checked="" type="checkbox"/> Year	Scheduled Time of Delivery <input type="checkbox"/> Noon <input checked="" type="checkbox"/> 3 PM	COD Fee \$ <input type="checkbox"/>
Time Accepted <i>3:55</i> <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Insurance Fee \$ <i>1440</i>
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Delivery Date	Time	<input type="checkbox"/> AM	Employee Signature
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PLEASE DATE STAMP AND RETURN TO ACKNOWLEDGE RECEIPT
IN THE U.S. PATENT & TRADEMARK OFFICE IN RE:

FINAL OFFICE ACTION RESPONSE

Applicant: **ANDERSEN, Todd D., et al**
 Ser. No. 09/870,858 ✓
 Filed: 05/30/2001
 Title: "ADJUSTABLE CLIP ASSEMBLY" (RHINO)
 Enc.: Transmittal Form PTO/SB/21
 Amendment and Response after Final Rejection
 Certificate of Express Mail No. EV832377807US
 Certificate of Mailing
 Mailed: 10/16/2006
 TNH:hs Docket No. **P1065**

